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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/743,334	12/22/2003	Horst Eckert	056982/00038

Kramer Levin Naftalis & Frankel LLP
919 Third Avenue
New York, NY 10022



CONFIRMATION NO. 5578

FORMALITIES LETTER



OC000000013494126

Date Mailed: 08/10/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/22/2004 JBALINAM 00000053 10743334

01 FC:1001	770.00 OP
02 FC:1051	130.00 OP
03 FC:1201	86.00 OP
04 FC:1202	162.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 1 - 8.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$248 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1148** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$248**
 - **\$86** for 1 independent claims over 3.
 - **\$162** for 9 total claims over 20.

Items Required To Avoid Processing Delays:

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

- A new oath or declaration, identifying this application number is required. The oath or declaration does not comply with 37 CFR 1.63 in that it:
- does not identify the citizenship of each inventor.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Customer No. 31013

Atty. Docket No.: 056982/00038



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Horst ECKERT and
Arnd GAULKE

Group Art Unit : 3683

Serial No.: 10/743,334

Examiner: Not Yet Assigned

Filed: December 22, 2003

For: **METHOD AND SYSTEM FOR CONTROLLING BRAKE-
APPLICATION ENERGY IN A VEHICLE COMBINATION**

September 20, 2004

**REPLY TO NOTICE TO FILE MISSING PARTS
MAILED AUGUST 10, 2004**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn: MAIL STOP MISSING PARTS

Sir:

This is in reply to the Notice to File Missing Parts of Nonprovisional

Application - Filing Date Granted mailed August 10, 2004, Part 2 of which is enclosed herewith.

This Reply is being submitted within the two-month shortened statutory period set for response
in the Notice.

CERTIFICATE OF EXPRESS MAIL UNDER 37 CFR 1.10

"Express Mail" mailing label number: EV216109363US

Date of Deposit: September 20, 2004

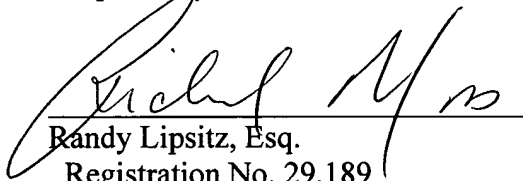
I hereby certify that this paper or fee is being deposited with the United States
Postal Service "Express Mail Post Office to Addressee" service under
37 CFR § 1.10 on the date indicated above and is addressed to the
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450,
Attn: MAIL STOP MISSING PARTS.

Dawn Samaan
Name
Dawn Samaan
Signature

To complete the filing requirements in the above-referenced patent application, Applicants respectfully submit herewith (i) a new combined Declaration, Power of Attorney and Petition signed by the inventors and identifying the citizenship of each inventor, (ii) a check in the amount of \$1,148.00 covering the basic filing fee, surcharge and additional claim fees and (iii) formal replacement drawings (16 sheets) in compliance with 37 CFR 1.84 and 37 CFR 1.121.

Please charge any fee deficiency and credit any overpayment to the undersigned attorney's Deposit Account No. 50-0540.

Respectfully submitted,



Randy Lipsitz, Esq.

Registration No. 29,189

Richard L. Moss, Esq.

Registration No. 39,782

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